

Fill in this information to identify your case:

United States Bankruptcy Court for the:

SOUTHERN DISTRICT OF TEXAS

Case number (if known)

Chapter

11☐ Check if this an amended filing

Official Form 201

Voluntary Petition for Non-Individuals Filing for Bankruptcy

4/19

If more space is needed, attach a separate sheet to this form. On the top of any additional pages, write the debtor's name and case number (if known). For more information, a separate document, *Instructions for Bankruptcy Forms for Non-Individuals*, is available.

1. Debtor's name	Hidalgo County Emergency Service Foundation	
<hr/>		
2. All other names debtor used in the last 8 years <small>Include any assumed names, trade names and doing business as names</small>	DBA South Texas Air Med DBA Hidalgo County EMS	
<hr/>		
3. Debtor's federal Employer Identification Number (EIN)	26-1348995	
<hr/>		
4. Debtor's address	Principal place of business 1415 W. Owassa Rd. Edinburg, TX 78539 <small>Number, Street, City, State & ZIP Code</small> Hidalgo <small>County</small>	Mailing address, if different from principal place of business P.O. Box 4550 Edinburg, TX 78539 <small>P.O. Box, Number, Street, City, State & ZIP Code</small> Location of principal assets, if different from principal place of business 505 N. King St. Alice, TX 78332 <small>Number, Street, City, State & ZIP Code</small>
<hr/>		
5. Debtor's website (URL)	https://www.hidalgocountyems.org/	
<hr/>		
6. Type of debtor	<input checked="" type="checkbox"/> Corporation (including Limited Liability Company (LLC) and Limited Liability Partnership (LLP)) <input type="checkbox"/> Partnership (excluding LLP) <input type="checkbox"/> Other. Specify: _____	
<hr/>		

Debtor Hidalgo County Emergency Service Foundation
Name

Case number (if known) _____

7. Describe debtor's business**A. Check one:**

- ☐ Health Care Business (as defined in 11 U.S.C. § 101(27A))
- ☐ Single Asset Real Estate (as defined in 11 U.S.C. § 101(51B))
- ☐ Railroad (as defined in 11 U.S.C. § 101(44))
- ☐ Stockbroker (as defined in 11 U.S.C. § 101(53A))
- ☐ Commodity Broker (as defined in 11 U.S.C. § 101(6))
- ☐ Clearing Bank (as defined in 11 U.S.C. § 781(3))
- ☒ None of the above

B. Check all that apply

- ☐ Tax-exempt entity (as described in 26 U.S.C. §501)
- ☐ Investment company, including hedge fund or pooled investment vehicle (as defined in 15 U.S.C. §80a-3)
- ☐ Investment advisor (as defined in 15 U.S.C. §80b-2(a)(11))

C. NAICS (North American Industry Classification System) 4-digit code that best describes debtor.
See <http://www.uscourts.gov/four-digit-national-association-naics-codes>.

6219**8. Under which chapter of the Bankruptcy Code is the debtor filing?****Check one:**

- ☐ Chapter 7
- ☐ Chapter 9

☒ Chapter 11. **Check all that apply:**

- ☐ Debtor's aggregate noncontingent liquidated debts (excluding debts owed to insiders or affiliates) are less than \$2,725,625 (amount subject to adjustment on 4/01/22 and every 3 years after that).
- ☐ The debtor is a small business debtor as defined in 11 U.S.C. § 101(51D). If the debtor is a small business debtor, attach the most recent balance sheet, statement of operations, cash-flow statement, and federal income tax return or if all of these documents do not exist, follow the procedure in 11 U.S.C. § 1116(1)(B).
- ☐ A plan is being filed with this petition.
- ☐ Acceptances of the plan were solicited prepetition from one or more classes of creditors, in accordance with 11 U.S.C. § 1126(b).
- ☐ The debtor is required to file periodic reports (for example, 10K and 10Q) with the Securities and Exchange Commission according to § 13 or 15(d) of the Securities Exchange Act of 1934. File the *attachment to Voluntary Petition for Non-Individuals Filing for Bankruptcy under Chapter 11* (Official Form 201A) with this form.
- ☐ The debtor is a shell company as defined in the Securities Exchange Act of 1934 Rule 12b-2.

☐ Chapter 12**9. Were prior bankruptcy cases filed by or against the debtor within the last 8 years?**☒ No.☐ Yes.

If more than 2 cases, attach a separate list.

District _____

When _____

Case number _____

District _____

When _____

Case number _____

10. Are any bankruptcy cases pending or being filed by a business partner or an affiliate of the debtor?☒ No☐ Yes.

List all cases. If more than 1, attach a separate list

Debtor _____

Relationship _____

District _____

When _____

Case number, if known _____

Debtor **Hidalgo County Emergency Service Foundation**
Name

Case number (if known)

11. Why is the case filed in this district?*Check all that apply:*

- ☒ Debtor has had its domicile, principal place of business, or principal assets in this district for 180 days immediately preceding the date of this petition or for a longer part of such 180 days than in any other district.
- ☐ A bankruptcy case concerning debtor's affiliate, general partner, or partnership is pending in this district.

12. Does the debtor own or have possession of any real property or personal property that needs immediate attention?☒ No☐ Yes. Answer below for each property that needs immediate attention. Attach additional sheets if needed.**Why does the property need immediate attention?** (*Check all that apply.*)☐ It poses or is alleged to pose a threat of imminent and identifiable hazard to public health or safety.

What is the hazard? _____

☐ It needs to be physically secured or protected from the weather.☐ It includes perishable goods or assets that could quickly deteriorate or lose value without attention (for example, livestock, seasonal goods, meat, dairy, produce, or securities-related assets or other options).☐ Other _____**Where is the property?** _____

Number, Street, City, State & ZIP Code

Is the property insured?☐ No☐ Yes. Insurance agency _____

Contact name _____

Phone _____

Statistical and administrative information**13. Debtor's estimation of available funds***Check one:*

- ☒ Funds will be available for distribution to unsecured creditors.
- ☐ After any administrative expenses are paid, no funds will be available to unsecured creditors.

14. Estimated number of creditors☐ 1-49☐ 50-99☐ 100-199☒ 200-999☐ 1,000-5,000☐ 5001-10,000☐ 10,001-25,000☐ 25,001-50,000☐ 50,001-100,000☐ More than 100,000**15. Estimated Assets**☐ \$0 - \$50,000☐ \$50,001 - \$100,000☐ \$100,001 - \$500,000☐ \$500,001 - \$1 million☒ \$1,000,001 - \$10 million☐ \$10,000,001 - \$50 million☐ \$50,000,001 - \$100 million☐ \$100,000,001 - \$500 million☐ \$500,000,001 - \$1 billion☐ \$1,000,000,001 - \$10 billion☐ \$10,000,000,001 - \$50 billion☐ More than \$50 billion**16. Estimated liabilities**☐ \$0 - \$50,000☐ \$50,001 - \$100,000☐ \$100,001 - \$500,000☐ \$500,001 - \$1 million☒ \$1,000,001 - \$10 million☐ \$10,000,001 - \$50 million☐ \$50,000,001 - \$100 million☐ \$100,000,001 - \$500 million☐ \$500,000,001 - \$1 billion☐ \$1,000,000,001 - \$10 billion☐ \$10,000,000,001 - \$50 billion☐ More than \$50 billion

Debtor **Hidalgo County Emergency Service Foundation**
Name

Case number (if known)

Request for Relief, Declaration, and Signatures**WARNING** -- Bankruptcy fraud is a serious crime. Making a false statement in connection with a bankruptcy case can result in fines up to \$500,000 or imprisonment for up to 20 years, or both. 18 U.S.C. §§ 152, 1341, 1519, and 3571.**17. Declaration and signature
of authorized
representative of debtor**

The debtor requests relief in accordance with the chapter of title 11, United States Code, specified in this petition.

I have been authorized to file this petition on behalf of the debtor.

I have examined the information in this petition and have a reasonable belief that the information is true and correct.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on **October 8, 2019**
MM / DD / YYYY**X /s/ Kenneth B. Ponce**
Signature of authorized representative of debtor

Title **Sole Managing Member****Kenneth B. Ponce**
Printed name**18. Signature of attorney****X /s/ Nathaniel Peter Holzer**
Signature of attorney for debtorDate **October 8, 2019**
MM / DD / YYYY**Nathaniel Peter Holzer**
Printed name**Jordan, Holzer & Ortiz, P.C.**
Firm name**500 North Shoreline Blvd.
Suite 900
Corpus Christi, TX 78401**

Number, Street, City, State & ZIP Code

Contact phone **361.884.5678**Email address **pholzer@jhwclaw.com****00793971 TX**

Bar number and State

**RESOLUTION OF
HIDALGO COUNTY EMERGENCY SERVICE FOUNDATION**

IT IS HEREBY

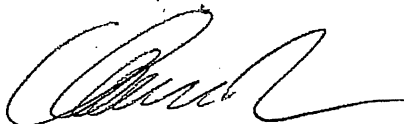
RESOLVED that HIDALGO COUNTY EMERGENCY SERVICE FOUNDATION, a Texas Corporation (the "**Company**"), acting through Kenneth B. Ponce, Director, shall immediately file or cause to be filed, a Voluntary Petition in Bankruptcy (Chapter 11) with the appropriate Court pursuant to the United States Bankruptcy Code, 11 U.S.C. § 101 *et seq.*; and it is further

RESOLVED that Kenneth B. Ponce is authorized to retain Jordan, Holzer & Ortiz, P.C. as legal counsel and other attorneys, consultants, experts, professionals, and advisors as the need may arise in order to commence and continue said Bankruptcy proceeding; to execute all documents, enter into any agreements, open bank accounts, make available all records, and to do all other acts which may be necessary to commence and continue said Bankruptcy proceeding on behalf of the Company; and it is further

RESOLVED that Kenneth B. Ponce shall have authority to sign any and all pleadings or other documents in connection with the Company's Chapter 11 proceeding and that Kenneth B. Ponce shall be the designated officer to act on behalf of the Company in said proceeding.

The undersigned constitutes the sole member of the Company.

Dated this 7 day of October, 2019.



Kenny Ponce

Fill in this information to identify the case:Debtor name Hidalgo County Emergency Service FoundationUnited States Bankruptcy Court for the: SOUTHERN DISTRICT OF TEXAS

Case number (if known) _____

☐ Check if this is an amended filingOfficial Form 202**Declaration Under Penalty of Perjury for Non-Individual Debtors**

12/15

An individual who is authorized to act on behalf of a non-individual debtor, such as a corporation or partnership, must sign and submit this form for the schedules of assets and liabilities, any other document that requires a declaration that is not included in the document, and any amendments of those documents. This form must state the individual's position or relationship to the debtor, the identity of the document, and the date. Bankruptcy Rules 1008 and 9011.

WARNING -- Bankruptcy fraud is a serious crime. Making a false statement, concealing property, or obtaining money or property by fraud in connection with a bankruptcy case can result in fines up to \$500,000 or imprisonment for up to 20 years, or both. 18 U.S.C. §§ 152, 1341, 1519, and 3571.

Declaration and signature

I am the president, another officer, or an authorized agent of the corporation; a member or an authorized agent of the partnership; or another individual serving as a representative of the debtor in this case.

I have examined the information in the documents checked below and I have a reasonable belief that the information is true and correct:

- ☐ *Schedule A/B: Assets—Real and Personal Property* (Official Form 206A/B)
- ☐ *Schedule D: Creditors Who Have Claims Secured by Property* (Official Form 206D)
- ☐ *Schedule E/F: Creditors Who Have Unsecured Claims* (Official Form 206E/F)
- ☐ *Schedule G: Executory Contracts and Unexpired Leases* (Official Form 206G)
- ☐ *Schedule H: Codebtors* (Official Form 206H)
- ☐ *Summary of Assets and Liabilities for Non-Individuals* (Official Form 206Sum)
- ☐ *Amended Schedule*
- ☒ *Chapter 11 or Chapter 9 Cases: List of Creditors Who Have the 20 Largest Unsecured Claims and Are Not Insiders* (Official Form 204)
- ☐ Other document that requires a declaration _____

I declare under penalty of perjury that the foregoing is true and correct.

Executed on October 8, 2019**X /s/ Kenneth B. Ponce**

Signature of individual signing on behalf of debtor

Kenneth B. Ponce

Printed name

Sole Managing Member

Position or relationship to debtor

Fill in this information to identify the case:

Debtor name **Hidalgo County Emergency Service Foundation**
 United States Bankruptcy Court for the: **SOUTHERN DISTRICT OF TEXAS**
 Case number (if known): _____

☐ Check if this is an
 amended filing

Official Form 204
Chapter 11 or Chapter 9 Cases: List of Creditors Who Have the 20 Largest Unsecured Claims and Are Not Insiders

12/15

A list of creditors holding the 20 largest unsecured claims must be filed in a Chapter 11 or Chapter 9 case. Include claims which the debtor disputes. Do not include claims by any person or entity who is an insider, as defined in 11 U.S.C. § 101(31). Also, do not include claims by secured creditors, unless the unsecured claim resulting from inadequate collateral value places the creditor among the holders of the 20 largest unsecured claims.

Name of creditor and complete mailing address, including zip code	Name, telephone number and email address of creditor contact	Nature of claim (for example, trade debts, bank loans, professional services, and government contracts)	Indicate if claim is contingent, unliquidated, or disputed	Amount of claim If the claim is fully unsecured, fill in only unsecured claim amount. If claim is partially secured, fill in total claim amount and deduction for value of collateral or setoff to calculate unsecured claim.		
				Total claim, if partially secured	Deduction for value of collateral or setoff	Unsecured claim
1100 Albrad 104 S. Broadway McAllen, TX 78501	Daniela Chaves 956.618.2378	Rental property				\$12,406.00
Airgas USA, LLC P.O. Box 676015 Dallas, TX 75267-6015	Warren Chapin 855.470.2666	Trade debt-medical supplies				\$25,532.16
Aminzadeh, Abdolrhim M. P.O. Box 81445 Corpus Christi, TX 78468	Mo Aminzadeh 361.548.1439	Rental property				\$9,500.00
Assured Benefits Administrators 8150 N. Central Expressway Suite 1700 Dallas, TX 75206	Peter Mooreman 800.247.7114	Insurance-employee health				\$100,000.00
Atlas Hall & Rodriguez, LLP 818 W. Pecan Blvd. McAllen, TX 78501	956.682.5501	Professional services				\$6,282.50
First Net AT&T Mobility P.O. Box 6463 Carol Stream, IL 60197		Trade debt-phones				\$8,894.47
GCR/Southern Tire Mart 2411 E. Sugarcane Rd. Weslaco, TX 78596	956.207.9735	Trade debt-vehicle maintenance				\$17,014.18
Hacienda Ford 3010 W. University Dr. Edinburg, TX 78539	Billman 956.383.1615	Trade debt-vehicle parts				\$22,000.00

Debtor **Hidalgo County Emergency Service Foundation**
Name

Case number (if known)

Name of creditor and complete mailing address, including zip code	Name, telephone number and email address of creditor contact	Nature of claim (for example, trade debts, bank loans, professional services,	Indicate if claim is contingent, unliquidated, or disputed	Amount of claim If the claim is fully unsecured, fill in only unsecured claim amount. If claim is partially secured, fill in total claim amount and deduction for value of collateral or setoff to calculate unsecured claim.		
				Total claim, if partially secured	Deduction for value of collateral or setoff	Unsecured claim
Integon National Insurance Agency P.O. Box 9048 Bethpage, NY 11714		Insurance-business auto				\$10,000.00
IPFS Corporation P.O. Box 412086 Kansas City, MO 64141-2086						\$6,000.00
Life-Assist, Inc. 11277 Sunrise Park Dr. Rancho Cordova, CA 95742	Stacy Warder 916.949.7513	Trade debt-medical supplies				\$105,000.00
Lone Star Ambulance P.O. Box 22578 Beaumont, TX 77720-2578		Trade debt - transportation				\$10,615.99
Lone Star FC LLC 5221 N. McColl Rd. McAllen, TX 78504		Professional services-sponsorship				\$49,000.00
Mercury Insurance P.O. Box 203010 Austin, TX 78720-3010	888.637.2176	Insurance				\$6,000.00
O'Reilly Auto Parts P.O. Box 9464 Springfield, MO 65801-9464	Manuel 956.369.1037	Trade debt-vehicle parts				\$27,950.55
Quick Med Claims Attn: Dan Rodgers & Elena Rios 275 Curry Hollow Rd., #100 Pittsburgh, PA 15236	Dan Rodgers 800.901.1155	Professional services-billing service				\$260,000.00
Stryker P.O. Box 93308 Chicago, IL 60673-3308		Trade debt-equipment				\$15,000.00
Texas Mutual Workers Comp P.O. Box 12029 Austin, TX 78711-2029	San Juanita Palacios 956.968.5521	Insurance-worker compensation				\$45,000.00
WFAS, Inc. P.O. Box 4550 Edinburg, TX 78540	Edgar Diaz 956.331.8730	Trade debt-flight service				\$115,000.00

Debtor **Hidalgo County Emergency Service Foundation**
Name

Case number (if known)

Name of creditor and complete mailing address, including zip code	Name, telephone number and email address of creditor contact	Nature of claim (for example, trade debts, bank loans, professional services,	Indicate if claim is contingent, unliquidated, or disputed	Amount of claim If the claim is fully unsecured, fill in only unsecured claim amount. If claim is partially secured, fill in total claim amount and deduction for value of collateral or setoff to calculate unsecured claim.		
				Total claim, if partially secured	Deduction for value of collateral or setoff	Unsecured claim
Zoll 11802 Ridge Parkway, Suite 400 Broomfield, CO 80021	Julee Nakamitsu-Cadwell 303.801.1887	Trade debt-equipment				\$55,911.00

**United States Bankruptcy Court
Southern District of Texas**

In re **Hidalgo County Emergency Service Foundation**

Debtor(s)

Case No.
Chapter**11**

LIST OF EQUITY SECURITY HOLDERS

Following is the list of the Debtor's equity security holders which is prepared in accordance with rule 1007(a)(3) for filing in this Chapter 11 Case

Name and last known address or place of business of holder	Security Class	Number of Securities	Kind of Interest
Ponce, Kenneth 14875 FM 498 Lyford, TX 78569		100%	ownership

DECLARATION UNDER PENALTY OF PERJURY ON BEHALF OF CORPORATION OR PARTNERSHIP

I, the **Sole Managing Member** of the corporation named as the debtor in this case, declare under penalty of perjury that I have read the foregoing List of Equity Security Holders and that it is true and correct to the best of my information and belief.

Date **October 8, 2019**Signature **/s/ Kenneth B. Ponce
Kenneth B. Ponce**

*Penalty for making a false statement of concealing property: Fine of up to \$500,000 or imprisonment for up to 5 years or both.
18 U.S.C. §§ 152 and 3571.*

**United States Bankruptcy Court
Southern District of Texas**

In re **Hidalgo County Emergency Service Foundation**

Debtor(s)

Case No.

Chapter

11

CORPORATE OWNERSHIP STATEMENT (RULE 7007.1)

Pursuant to Federal Rule of Bankruptcy Procedure 7007.1 and to enable the Judges to evaluate possible disqualification or recusal, the undersigned counsel for **Hidalgo County Emergency Service Foundation** in the above captioned action, certifies that the following is a (are) corporation(s), other than the debtor or a governmental unit, that directly or indirectly own(s) 10% or more of any class of the corporation's(s') equity interests, or states that there are no entities to report under FRBP 7007.1:

☒ None [*Check if applicable*]

October 8, 2019

Date

/s/ Nathaniel Peter Holzer

Nathaniel Peter Holzer

Signature of Attorney or Litigant

Counsel for **Hidalgo County Emergency Service Foundation**

Jordan, Holzer & Ortiz, P.C.

500 North Shoreline Blvd.

Suite 900

Corpus Christi, TX 78401

361.884.5678 Fax:361.888.5555

pholzer@jhwclaw.com